

# INSTRUCTIONS & CHECKLIST

## PACKET “J”

### DEFAULT PARENTING PLAN PACKET

#### I. THE CO-PARENT HAS NOT RESPONDED.

Wait 21 days from the date the co-parent was served with the papers. Give the Clerk of District Court your cause number and confirm that the co-parent has not filed a Response. If he/she has not filed a Response, then you can ask the Court to grant a default and issue a permanent parenting plan in accordance with your request. Follow the steps below:

##### STEP 1. -- Filling Out The Forms

- ☐ Form #155 Fill in every section. Sign page 2.
- ☐ Form #156 Fill in caption. The Clerk will sign.
  
- ☐ Form #131 (Form located in Packet “H”) Complete caption.
- ☐ Form #132 (Form located in Packet “H”) Complete caption. The Judge will set a date to hear evidence on the contested issue(s).
- ☐ Form #133 (Form located in Packet “H”) Complete entirely. The Judge will make amendments, if necessary.
- ☐ Form #134 (Form located in Packet “H”) Complete the caption. Do not sign. (You will sign later - see Step #11.)
- ☐ Form #135 (Form located in Packet “H”) Complete those sections you can. After the hearing you will be expected to **fully** complete the form.

##### STEP 2. -- Making Copies

- ☐ Make 1 copy of Form #155, 156, 131, 132, 134 & 135 for your files.
- ☐ Make 2 copies of Form #133.

##### STEP 3. -- Filing Your Documents With Clerk of Court.

- ☐ Deliver the originals of Form #155, 156, 131, 132, 133, 134, 135 and the two copies of Form #133 to the Clerk of Court -- **with Form #131 on top**. If the paperwork is not in order, the Court’s Reviewer will be in contact with you.
- ☐ You will be notified later of the hearing date.

#### II. HEARING IN COURT:

You have chosen to represent yourself. Arrive at the courthouse early. While parenting can be very difficult and emotional, the Court expects the parties to be civil and remain focused on the legal issues.

##### STEP 4. -- Court Hearing - on Default Judgment.

You should be prepared to be sworn in, sit in the witness stand, and answer any questions asked of you by the Judge.

#### III. AFTER THE HEARING:

##### STEP 5. -- Final Paperwork.

- ☐ After the hearing, you must fully complete and file Form #135 with the Clerk of Court.
- ☐ A filing fee of \$45 (subject to change) must be paid to the Clerk of Court before the Final Decree (Form #133) is filed.

- ☐ Copies of the Final Decree will be available at the Clerk of Court's office. The Clerk's office charges \$10 per copy. However, you have already supplied two extra copies of the Final Decree. The Clerk's office will conform these copies with the original without any cost. The Clerk should then certify the two copies. The cost for certification is \$2.00 each.

**STEP 6. -- Notify The Co-parent.**

- ☐ Form #134 Complete, sign, and mail a copy to the co-parent, together with one certified copy of the Final Decree (Form #133) signed by the Judge.
- ☐ File original Form #134 with the Clerk of Court.

**\*\*\* NOTE --- THE CO-PARENT HAS 30 DAYS FROM YOUR FILING OF THE NOTICE OF ENTRY OF DECREE TO APPEAL THE DECREE. FOR THIS REASON, IT IS IMPORTANT THAT YOU FILE THE NOTICE WITH THE CLERK. \*\*\***

(Revision Date: 08/05)